USDC SDNY

| UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORKX | | DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 9/30/2022 |
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| SALVADOR SANCHEZ, et al., | | |
| Plair | ntiffs, | 20-CV-05623 (SN) |
| -against- | | <u>ORDER</u> |
| ART+1, INC., et al., | | |
| Defe | ndants. | |
| | X | |

SARAH NETBURN, United States Magistrate Judge:

On July 19, 2022, Plaintiffs filed their second Motion for Preliminary Class Approval.

See ECF No. 136. Plaintiffs' memorandum of law describes the allocation formula as: "each Class Members' total number of O/T hours worked shall be divided by the total number O/T hours worked by all Class Members, and that percentage shall be applied to the Net Settlement Amount." Mem. of Law at 9. But Exhibit B to the Settlement Agreement suggests a different allocation formula: grouping Class Members based on the number of unpaid overtime hours and providing a standard settlement award for each group. See ECF No. 137. The Court seeks clarity on the correct allocation formula.

By October 7, 2022, the parties shall file a letter clarifying the allocation formula and reconciling the explanation in the memorandum of law with the tables in Exhibit B.

SO ORDERED.

SARAH NETBURN

New York, New York

United States Magistrate Judge

DATED:

September 30, 2022